

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Richard J. Hettler, personally and as  
fiduciary for Credit Asset Management  
Group, LLC, as its trustee,

Plaintiff,

v.

Thomas Petters; Petters  
Company, Inc.; Petters Group  
Worldwide LLC; Petters Consumer  
Brands, LLC; John Doe and Mary  
Doe, names unknown;

**MEMORANDUM OPINION  
AND ORDER**  
Civil No. 05-1127 ADM/SRN

Defendants.

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Richard J. Hettler, *pro se*, made no appearance.

Andrew L. Marshall, Esq., Bassford Remele, P.A., Minneapolis, MN, argued for and on behalf of Defendants.

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On October 14 2005, oral argument before the undersigned United States District Judge was heard on Defendants' Motion to Dismiss [Docket No. 5]. Plaintiff Richard J. Hettler made no appearance, nor did he file any opposition to the Motion. In his Request for Order [Docket No. 15], Plaintiff indicated his expectation that Defendants' Motion would be granted. Therefore, for these reasons, as well as those stated on the record, Defendants' Motion is granted.

Based on the foregoing, and all files, records and proceedings herein, **IT IS HEREBY ORDERED** that Defendants' Motion to Dismiss [Docket No. 5] is **GRANTED**.

BY THE COURT:

s/Ann D. Montgomery

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ANN D. MONTGOMERY  
U.S. DISTRICT JUDGE

Dated: